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Elaine C. Stracker



PATENT
Attorney's Docket No.: 00032.05CON

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Rabinowitz et al.
Serial No.: 10/816,407
Filed: 4/1/2004
Title: DELIVERY OF COMPOUNDS FOR THE TREATMENT OF
PARKINSONS THROUGH AN INHALATION ROUTE

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Commissioner for Patents
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INFORMATION DISCLOSURE STATEMENT

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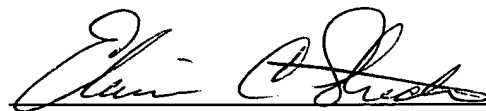
In accordance with their continuing duty of disclosure under 37 CFR §§ 1.97, 1.98 and 1.56, Applicants hereby submit for consideration in the above-identified application the enclosed references. The Information Disclosure statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

For the convenience of the Examiner, the references are listed on a PTO Form 1449 (attached) and copies thereof are enclosed. Applicants would appreciate the Examiner initialing and returning the Form PTO-1449, indicating that the information has been considered and made of record herein.

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Respectfully submitted,

Date: SEP. 24 2004


Elaine C. Stracker J.D., Ph.D., Reg. 43,166

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Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/816,407	
	Filing Date	4/1/2004	
	First Named Inventor	Joshua D. Rabinowitz	
	Art Unit	Not yet known	
	Examiner Name	To be assigned	
Total Number of Pages in This Submission		Attorney Docket Number	00032.05CON

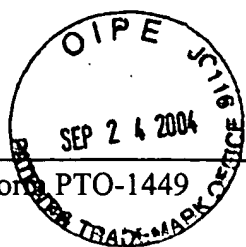
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Firm or Individual name	ALEXZA MDC, 1001 East Meadow Circle, Palo Alto, CA 94303 Elaine C. Stracker, Ph.D., J.D. Telephone (650)-687-3905	Customer Number 37485
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Form PTO-1449

Docket Number: 00032.05CON

Application Number: 10/816,407

INFORMATION DISCLOSURE CITATION
IN AN APPLICATION

(Use several sheets if necessary)

Applicant: Joshua D. RABINOWITZ et al.

Filing Date: 4/1/2004

Group Art Unit: Not Yet Known

U.S. PATENT DOCUMENTS

Examiner Initials	Ref. No.	Date	Document No.	Name	Class	Subclass	Filing Date If Appropriate
	1.	02/02/1971	3,560,607	Hartley et al.			
	2.	05/27/1980	Re. 30,285	Babington			
	3.	01/23/1990	4,895,719	Radhakrishnun et al.			
	4.	09/17/1991	5,049,389	Radhakrishnan			
	5.	02/14/1995	5,388,574	Ingebretsen			
	6.	08/13/1996	5,544,646	Lloyd et al.			
	7.	08/12/1997	5,655,523	Hodson et al.			
	8.	12/09/1997	5,694,919	Rubsamen et al.			
	9.	04/07/1998	5,735,263	Rubsamen et al.			
	10.	04/14/1998	5,738,865	Baichwal et al.			
	11.	04/14/1998	5,738,865	Baichwal et al.			
	12.	06/02/1998	5,758,637	Ivri et al.			
	13.	06/29/1999	5,915,378	Lloyd et al.			
	14.	08/10/1999	5,934,272	Lloyd et al.			
	15.	09/28/1999	5,957,124	Lloyd et al.			
	16.	10/05/1999	5,960,792	Lloyd et al.			
	17.	11/30/1999	5,993,805	Sutton et al.			
	18.	03/28/2000	6,041,777	Faithfull et al.			
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	20.	08/01/2000	6,095,153	Kessler et al.			
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	22.	06/05/2001	6,241,969	Saidi et al.			
	23.	07/03/2001	6,255,334	Sands			
	24.	11/06/2001	6,313,176	Ellinwood, Jr. et al.			

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EXAMINER: Initial if citation considered, whether or not the citation conforms with MPEP 609. Draw a line through the citation if not in conformance and not considered. Include a copy of this form with next communication to applicant.

Form PTO-1449 INFORMATION DISCLOSURE CITATION IN AN APPLICATION <i>(Use several sheets if necessary)</i>	Docket Number: 00032.05CON		Application Number: 10/816,407	
	Applicant: Joshua D. RABINOWITZ et al.			
	Filing Date: 4/1/2004		Group Art Unit: Not Yet Known	

	25.	01/14/2003	6,506,762	Horvath et al.			
	26.	02/04/2003	6,514,482	Bartus et al.			
	27.	07/15/2003	6,591,839	Meyer et al.			
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	30.	05/16/2002	US 2002/0058009	Bartus et al.			
	31.	07/04/2002	US 2002/0086852	Cantor			
	32.	08/22/2002	US 2002/0112723	Schuster et al.			
	33.	11/28/2002	US 2002/0176841	Barker et al.			
	34.	01/02/2003	US 2003/0004142	Prior et al.			
	35.	02/13/2003	US2003/0032638	Kim et al.			

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	36.	08/04/2003	/ 10/633,876	Hale et al.			
	37.	08/04/2003	/ 10/633,877	Hale et al.			
	38.	12/30/2003	/ 10/749,537	Rabinowitz et al.			
	39.	12/30/2003	/ 10/749,539	Rabinowitz et al.			
	40.	01/27/2004	/ 10/766,149	Rabinowitz et al.			
	41.	01/27/2004	/ 10/766,279	Rabinowitz et al.			
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	43.	01/27/2004	/ 10/766,574	Rabinowitz et al.			
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	49.	01/29/2004	/ 10/768,281	Rabinowitz et al.			
	50.	01/29/2004	/ 10/768,293	Rabinowitz et al.			
	51.	01/30/2004	/ 10/769,046	Rabinowitz et al.			

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INFORMATION DISCLOSURE CITATION IN AN APPLICATION

(Use several sheets if necessary)

Applicant: Joshua D. RABINOWITZ et al.

Filing Date: 4/1/2004

Group Art Unit: Not Yet Known

	52.	01/30/2004	/	10/769,051	Rabinowitz et al.			
	53.	01/29/2004	/	10/769,157	Rabinowitz et al.			
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	57.	03/03/2004	/	10/791,915	Hale et al.			
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	60.	03/03/2004	/	10/792,013	Rabinowitz et al.			
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	66.	03/31/2004	/	10/814,998	Rabinowitz et al.			
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Did not p. 69	68.	04/01/2004	(?)	10/816,492	Rabinowitz et al.			
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	79.	01/16/2003		US 2003/0012737	Rabinowitz et al.			
	80.	01/16/2003		US 2003/0012738	Rabinowitz et al.			

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Applicant: Joshua D. RABINOWITZ et al.

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Group Art Unit: Not Yet Known

	81.	1/16/2003	US 2003/0012740	Rabinowitz et al.			
	82.	01/23/2003	US 2003/0015189	Rabinowitz et al.			
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	93.	01/30/2003	US 2003/0021755	Hale et al.			
	94.	02/20/2003	US 2003/0035776	Hodges et al.			
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	96.	05/27/2004	US 2004/010148	Hale et al.			
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	99.	01/15/2004	US 2004/0009128	Rabinowitz et al.			
	100.	05/20/2004	US 2004/0096402	Hodges et al.			
	101.	05/27/2004	US 2004/0099269	Hale et al.			
	102.	06/03/2004	US 2004/0105818	Hale et al.			
	103.	06/03/2004	US 2004/0105819	Hale et al.			
	104.	07/01/2004	US 2004/0126326	Rabinowitz et al.			
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	106.	07/01/2004	US 2004/0126328	Rabinowitz et al.			
	107.	07/01/2004	US 2004/0126329	Rabinowitz et al.			
	108.	07/01/2004	US 2004/0127481	Rabinowitz et al.			
	109.	07/01/2004	US 2004/0127490	Rabinowitz et al.			

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	110.	08/12/2004	US 2004/0156788	Rabinowitz et al.			
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Examiner Initials	Ref. No.	Date	Document No.	Country	Class	Subclass	Translation YES NO
	114.	03/14/1990	EP 0 358 114 /	Europe			
	115.	07/03/2001	EP 1 080 720 /	Europe			
	116.	08/29/2001	EP 0 606 486 /	Europe			
	117.	02/14/1985	WO 85/00520 /	WIPO			
	118.	06/13/1991	WO 91/07947 /	WIPO			
	119.	04/11/1996	WO 96/09846 /	WIPO			
	120.	05/09/1996	WO 96/13161 /	WIPO			
	121.	05/09/1996	WO 96/13290 /	WIPO			
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	124.	10/03/1996	WO 96/30068 /	WIPO			
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	127.	07/23/1998	WO 98/31346 /	WIPO			
	128.	08/27/1998	WO 98/36651 /	WIPO			
	129.	04/08/1999	WO 99/16419 /	WIPO			
	130.	12/16/1999	WO 99/64094 /	WIPO			
	131.	01/06/2000	WO 00/00176 /	WIPO			
	132.	01/06/2000	WO 00/00215 /	WIPO			

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	Applicant: Joshua D. RABINOWITZ et al.			
	Filing Date: 4/1/2004		Group Art Unit: Not Yet Known	

	133.	05/18/2000	WO 00/27363 /	WIPO			
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	135.	09/17/2000	WO 00/47203 /	WIPO			
	136.	11/02/2000	WO 00/64940 /	WIPO			
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	138.	11/09/2000	WO 00/66206 /	WIPO			
	139.	12/21/2000	WO 00/76673 /	WIPO			
	140.	01/25/2001	WO 01/05459 /	WIPO			
	141.	03/28/2002	WO 02/24158 /	WIPO			
<i>Did not receive</i>	142.	03/28/2002	WO 02/24158 (?)	WIPO			

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	Filing Date: 4/1/2004	Group Art Unit: Not Yet Known

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(including author, title, Date, Pertinent Pages, Etc.)

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/	143.	Bennett, R.L. et al. (1981). "Patient-Controlled Analgesia: A New Concept of Postoperative Pain Relief," <i>Annual Surg.</i> 195(6):700-705.
/	144.	Carroll, M.E. et al. (1990), "Cocaine-base smoking in rhesus monkeys: reinforcing and physiological effects," <i>Psychopharmacology</i> (Berl). 102:443-450.
/	145.	Clark, A. and Byron, P. (1986). "Dependence of Pulmonary Absorption Kinetics on Aerosol Particle Size," <i>Z. Erkrank.</i> 166:13-24.
/	146.	Darquenne, C. et al. (1997). "Aerosol Dispersion in Human Lung: Comparison Between Numerical Simulations and Experiments for Bolus Tests," <i>American Physiological Society.</i> 966-974.
Did not receive	147.	Database Biosis "Online!" Biosciences Information Service, Philadelphia, PA 1979, Knight, V. et al., "Amantadine aerosol in humans", database accession no. PREV 198069035552 abstract, &Antimicrobial Agents and Chemotherapy 16(5):572-578.
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/	149.	Davies, C.N. et al. (May 1972). "Breathing of Half-Micron Aerosols," <i>Journal of Applied Physiology.</i> 32(5):591-600.
/	150.	Dershwitz, M., M.D., et al. (September 2000). "Pharmacokinetics and Pharmacodynamics of Inhaled versus Intravenous Morphine in Healthy Volunteers," <i>Anesthesiology.</i> 93(3): 619-628.
/	151.	Finlay, W.H. (2001). "The Mechanics of Inhaled Pharmaceutical Aerosols", Academic Press: San Diego Formula 2.39. pp.3-14 (Table of Contents). pp. v-viii.
/	152.	Gonda, I. (1991). "Particle Deposition in the Human Respiratory Tract," Chapter 176, <u>The Lung: Scientific Foundations</u> . Crystal R.G. and West, J.B. (eds.), Raven Publishers, New York. pp. 2289-2294.
/	153.	Hatsukami D, et al. (May 1990) "A method for delivery of precise doses of smoked cocaine-base to humans." <i>Pharmacology Biochemistry & Behavior.</i> 36(1):1-7.
/	154.	Heyder, J. et al. (1986). "Deposition of Particles in the Human Respiratory Tract in the Size Range 0.005-15 μ m," <i>J. Aerosol Sci.</i> 17(5):811-822.

EXAMINER:

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~~147, 148, 149~~ Do not Rec.

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	Applicant: Joshua D. RABINOWITZ et al.		
	Filing Date: 4/1/2004	Group Art Unit: Not Yet Known	

155.	/	Huizer, H., "Analytical studies on illicit heron. V. Efficacy of volatilization during heroin smoking." <i>Pharmaceutisch Weekblad Scientific Edition</i> (1987). 9(4):203-211.
156.	/	Hurt, R.D., MD and Robertson, C.R., PhD, (October 1998). "Prying Open the Door to the Tobacco Industry's Secrets About Nicotine: The Minnesota Tobacco Trial," <i>JAMA</i> 280(13):1173-1181.
157.	/	Lichtman, A.H. et al. (1996). "Inhalation Exposure to Volatilized Opioids Produces Antinociception in Mice," <i>Journal of Pharmacology and Experimental Therapeutics</i> . 279(1):69-76.
158.	/	Martin, B.R. and Lue, L.P. (May/June 1989). "Pyrolysis and Volatilization of Cocaine," <i>Journal of Analytical Toxicology</i> 13:158-162.
159.	/	Mattox, A.J. and Carroll, M.E., (1996). "Smoked heroin self-administration in rhesus monkeys," <i>Psychopharmacology</i> , 125:195-201.
160.	/	Meng, Y. et al. "Inhalation Studies With Drugs of Abuse," <i>NIDA Research Monograph</i> , (1997) 173:201-224.
161.	/	Meng, Y., et al. (1999). "Pharmacological effects of methamphetamine and other stimulants via inhalation exposure," <i>Drug and Alcohol Dependence</i> . 53:111-120.
162.	Did not receive	Office Action mailed 8/13/2003 for US application 10/153,313 filed 05/21/2002 "DELIVERY OF BENZODIAZEPINES THROUGH AN INHALATION ROUTE"
163.	/	Pankow, J.F. et al. (1997). "Conversion of Nicotine in Tobacco Smoke to Its Volatile and Available Free-Base Form Through the Action of Gaseous Ammonia," <i>Environ. Sci. Technol.</i> 31:2428-2433.
164.	/	Pankow, J. (March 2000). ACS Conference-San Francisco-3/26/00. Chemistry of Tobacco Smoke. pp. 1-8.
165.	/	Seeman, J. et al. (1999). "The Form of Nicotine in Tobacco. Thermal Transfer of Nicotine and Nicotine Acid Salts to Nicotine in the Gas Phase," <i>J. Agric. Food Chem.</i> 47(12):5133-5145.
166.	/	Sekine, H. and Nakahara, Y. (1987). "Abuse of Smoking Methamphetamine Mixed with Tobacco: 1. Inhalation Efficiency and Pyrolysis Products of Methamphetamine," <i>Journal of Forensic Science</i> 32(5):1271-1280.
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168.	/	Ward, M.E. MD, et al. (December 1997). "Morphine Pharmacokinetics after Pulmonary Administration from a Novel Aerosol Delivery System," <i>Clinical Pharmacology & Therapeutics</i> 62(6):596-609.
169.	/	Wood, R.W. et al. (1996). "Generation of Stable Test Atmospheres of Cocaine Base and Its Pyrolyzate, Methylecgonidine, and Demonstration of Their Biological Activity." <i>Pharmacology Biochemistry & Behavior</i> . 55(2):237-248.

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EXAMINER: Initial if citation considered, whether or not the citation conforms with MPEP 609. Draw a line through the citation if not in conformance and not considered. Include a copy of this form with next communication to applicant.	